

**REMARKS**

Claims 1-23 are pending in this application. By this Amendment, claims 1, 6, 13 and 14 are amended and claims 20-23 are added. No new matter is added.

In the Office Action, claims 1-4, 6-14, 16, 17 and 19 are rejected under 35 U.S.C. §102(e) over U.S. Patent No. 5,727,135 to Webb et al. This rejection is respectfully traversed.

Independent claims 1, 6, 13 and 14 are amended to clarify that communication is over a network with a device that is a server, which controls the image processing apparatus. The recited image processing apparatus and methods acquire an instruction from a device that is a server, which instructs an image processing apparatus to perform a first process and includes setting information representing a setting of the first process.

Webb is alleged to include communication over a network (LAN 21) with a device (printer 16 shown in Fig. 1) that controls a series of printing functions. However, Webb does not disclose that the device is a server, which controls the image processing apparatus or which provides an instruction that is acquired from the server. Accordingly, because each and every feature of independent claims 1, 6, 13 and 14 is not found in Webb, Webb cannot anticipate these claims or claims dependent therefrom. Withdrawal of the rejection is respectfully requested.

In the Office Action, claim 5 is rejected under 35 U.S.C. §103(a) over Webb in view of U.S. Patent No. 6,924,826 to Nakagiri et al. This rejection is respectfully traversed.

Nakagiri fails to overcome the deficiencies of Webb with respect to independent claim 1. Therefore, claim 5 is allowable for its dependence on base claim 1 and for the additional features recited therein. Withdrawal of the rejection is respectfully requested.

In the Office Action, claims 15 and 18 are rejected under 35 U.S.C. §103(a) over Webb in view of U.S. Patent No. 6,804,018 to Mochizuki. This rejection is respectfully traversed.

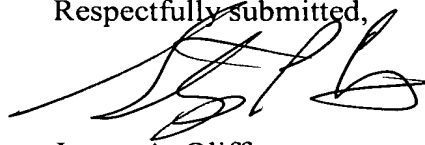
Mochizuki fails to overcome the deficiencies of Webb with respect to independent claim 1. Therefore, claims 15 and 18 are allowable for their dependence on allowable base claim 1 and for the additional features recited therein. Withdrawal of the rejection is respectfully requested.

Claims 20-23 are added. Claim 22 is supported, for example, by Fig. 2 and pages 22-29. Claim 21 is supported, for example, by pages 18-19. Claim 22 is supported, for example, by Fig. 4 and page 24. Claim 23 is supported, for example, by Fig. 5. These claims are allowable for their dependence on allowable base claims and for the additional features recited therein.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1-23 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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JAO:SPC/ccs

Attachments:

RCE Transmittal  
Amendment Transmittal

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